

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**SB 937 – HB 987**

April 11, 2013

**SUMMARY OF ORIGINAL BILL:** Adds certain documentation to be filed with the court clerk when providing an affidavit of a decedent's will and specifies certain procedures for the court clerk when receiving such affidavit.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (006730):** Deletes all language after the enacting clause. Extends filing and documentation requirements to the court of clerk when processing a decedent's will. Requires the clerk to affix the clerk's stamp and seal certifying that the affidavit has been filed in the office of the probate court; removes the requirement the clerk send certified copies to the Commissioner of the Department of Revenue. Removes the affiant and the sureties on the affiant's bond from liability upon the first anniversary of the filing of the affidavit.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**Unchanged from the original fiscal note.**

Assumptions for the bill as amended:

- According to the Administrative Office of the Courts, this bill as amended will not result in any significant fiscal impact to the Agency.
- According to the Department of Revenue, the removal of the reporting requirement by the clerks of court will not fiscally impact the Department.
- It is estimated the bill as amended will not result in any significant impact to local government.

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**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

/jrh